

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of
Paul E. Jacobs *et al.*
Serial No. 09/732,158
Filed: December 7, 2000

)) For: E-MAIL SOFTWARE AND
)) METHOD AND SYSTEM FOR
)) DISTRIBUTING
)) ADVERTISEMENTS TO CLIENT
)) DEVICES THAT HAVE SUCH E-
)) MAIL SOFTWARE INSTALLED
)) THEREON
)) Group No. 2164

**RESPONSE TO NOTICE TO FILE CORRECTED APPLICATION PAPERS
AND PRELIMINARY AMENDMENT**

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Notice to File Corrected Application Papers *Filing Date Granted* dated January 26, 2001, Applicants request that the application be preliminarily amended as follows:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231, on:

March 9, 2001
(Date of Deposit)
Deborah Dean
(Name of the Person Making Deposit)
(Signature)

BACKGROUND OF THE INVENTION

Please replace the third paragraph (lines 24-26) on page 1 of the specification with the following paragraph:

This application is a continuation of U.S. Provisional Patent Application Serial No. 60/209,392, filed June 1, 2000, and U.S. Patent Application Serial No. 09/609,123, filed June 30, 2000, pending, which claims the benefit of U.S. Provisional Patent Application Serial No. 60/169,622, filed December 8, 1999. These patent applications are incorporated herein by reference in their entirety.

IN THE SPECIFICATION BRIEF DESCRIPTION OF THE DRAWINGS

Please replace the eleventh paragraph (lines 23-25) on page 12 of the specification with the following paragraph:

Fig. 18A illustrates an exemplary dialog box associated with auditing the operation of the Adware software according to the present invention.

IN THE SPECIFICATION DETAILED DESCRIPTION OF THE PREFERRED EMBODIMENTS

Please delete the fifth paragraph (lines 23-24) on page 48 of the specification.

REMARKS

By the amendments requested herein, Applicants have deleted all references to the omitted figures 18B through 18E from the specification.

Applicants submit herewith substitute drawings in compliance with 37 CFR 1.84, as required by the Notice to File Corrected Application Papers.

Applicants have also added a specific reference to the earlier-filed patent applications for which the present application claims the benefit of priority, in accordance with 35 U.S.C. §119(e) and §120

VERSION WITH MARKINGS TO SHOW CHANGES MADE1. Amendment to page 1 of the Specification:

This application is ~~based on~~ a continuation of U.S. Provisional Patent Application Serial No. 60/209,392, filed June 1, 2000, and U.S. Patent Application Serial No. 09/609,123, filed June 30, 2000, pending, which claims the benefit of U.S. Provisional Patent Application Serial No. 60/169,622, which was filed on December 8, 1999. ~~This Provisional Patent Application is~~ These patent applications are incorporated herein by reference in its their entirety.

2. Amendment to page 12 of the Specification:

Fig. 18A illustrates an exemplary dialog box associated with auditing the operation of the Adware software according to the present invention ~~while Figs. 18B through 18E list useful parameters for auditing the software's performance;~~

3. Amendment to page 48 of the Specification:

~~Additional details on instrumentation applicable to the exemplary Eudora e-mail client software is provided in Figs. 18B–18E.~~

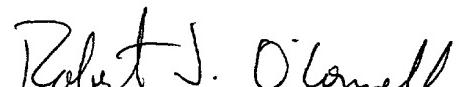
CONCLUSION

In light of the preliminary amendments and substitute drawings submitted herewith, Applicants submit that the application formalities have been met, and that the application is in condition for allowance, for which early action is requested.

Applicants do not believe that any fees are due with this response. If, however, it is determined that fees are owed, please charge any such fees or over payments to Deposit Account No. 17-0026.

Respectfully submitted,

By:



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Registration No. 44,265

Dated: March 9, 2001

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